

REMARKS

The Office Action in the above-identified application has been carefully considered and this amendment has been presented to place this application in condition for allowance.

Accordingly, reexamination and reconsideration of this application are respectfully requested.

Claims 1-13 are in the present application.

Regarding the rejection of claim 5 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention, amended claim 5 is presented, claim 5 is now definite and in accord with the suggested meaning put forth by the Examiner. Therefore, Applicants believe claim 5 is in condition for allowance.

In response to the rejection of claims 1-13 under 35 U.S.C. § 103(a) as being unpatentable over Arruza (U.S. Patent 5,838,316), amended claims 1, 4, and 5 are presented. Arruza teaches a computer graphics system which presents animated display objects which when selected perform a multimedia presentation. By contrast, the present invention is a DVD menu system with buttons which when selected perform a short response program followed by the selected operation.

The Examiner contends Arruza's multimedia presentation is equivalent to the present invention's response picture data. However, in Arruza the multimedia presentation is the operation itself (Col. 2, Lines 41-44), whereas in the present invention the operation is

performed "after the response picture is displayed" in accordance with the "operation instructions for performing the selected operation." (Claim 1). In other words, the response picture data is a short introduction to let the user know the selected operation is about to be performed. By contrast, Arruza simply returns the user to the animated displays following the multimedia presentation (Figure 5). Furthermore, Arruza fails to disclose changing the display based upon prior user responses as is done in present invention by reconfiguring the menu display data. For these reasons, Arruza fails to obviate the present invention and claims 1-13 should be allowed.


In view of the foregoing amendment and remarks, it is respectfully submitted that the application as now presented is in condition for allowance. Early and favorable reconsideration of the application are respectfully requested.

Statements appearing above in respect to the disclosures in the cited reference represent the present opinions of the Applicants' undersigned attorney and, in the event that the Examiner disagrees with any of such opinions, it is respectfully requested that the Examiner indicate specifically those portions of the reference providing a basis for a contrary view.

No additional fees are deemed to be required for the filing of this amendment, but if such are, the Examiner is hereby authorized to charge any insufficient fees or credit any overpayment associated with the above-identified application to Deposit Account No. 50-0320.

If any issues remain, or if the Examiner has any further suggestions, he/she is invited to call the undersigned at the telephone number provided below. The Examiner's consideration of this matter is gratefully acknowledged.

Respectfully submitted,  
FROMMER LAWRENCE & HAUG LLP

By:   
William S. Frommer  
Reg. No. 28,506  
(212) 588-0800

